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Comments on H.R. 4836

1. Page 30, Sec 604.

Para (a), line 6: Add the following sentence: Reimbursements for such assistance under the provisions of this Act shall be credited to the appropriations against which charges have been made for providing such assistance.

Rationale: The intention is to ensure that the agency which provides the assistance is credited with the amount of the reimbursement for such assistance.

Page 31, Sec 606.

Para (a), line 4: Add the following sentence: The Secretary of Defense shall determine those conditions necessary to impose on any system operator to meet national security concerns of the United States.

Para (b)(1), line 10: Add the following sentence: The Secretary of State shall determine those conditions necessary to impose on any system operator to meet international obligations of the United States.

Para (c)(1), line 15: Delete entire paragraph.

Rationale: To explicitly state that the Secretary of Defense and Secretary of State are responsible for establishing conditions concerning national security and international obligations, respectively.

Pages 31 and 32, Sec 606, para (c)(2)

Page 31, line 22: Between the words "Secretary" and "determine" insert "in consultation with the Secretary of Defense or the Secretary of State, as the case may be,"

Page 31, lines 23 and 24: Replace the phrase "...investments will be lost to..." with "that past development costs, including the cost of capital, will not be recovered by."

Page 32, lines 1 and 2: After the word "such" change the sentence to read "costs, excluding anticipated profits."

Rationale: To eliminate any ambiguity concerning the use of the word "investment" and to eliminate any suggestion that reimbursement could include an amount for anticipated profits since anticipated market revenues are too speculative for reasonable determination.